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PTO/SB/05 (03-01)

Approved for use through 10/31/2001. OMB 0651-0032

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>		Attorney Docket No. <b>85170-4600</b>	Total Pages <b>50</b>
		First Named Inventor or Application Identifier <b>John Bruce Clayfield DAVIES</b>	
		Express Mail Label No. <b>EV 346 809 526 US</b>	

  

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450
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1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB/13) (Submit an original and a duplicate for fee processing) 2. <input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification (preferred arrangement set forth below) -Descriptive title of the Invention -Cross Reference to Related Applications -Statement Regarding Fed Sponsored R&D -Reference to Sequence Listing, a table, or a computer program listing appendix -Background of the Invention -Brief Summary of the Invention -Brief Description of the Drawings (if filed) -Detailed Description -Claim(s) -Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <span style="float: right;">Total Sheets <u>12</u></span> 5. <input checked="" type="checkbox"/> Oath or Declaration (unexecuted) <span style="float: right;">Total Pages <u>2</u></span> a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statements verifying identity of above copies. <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <b>ACCOMPANYING APPLICATION PARTS</b>            9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))            10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney                (when there is an assignee) (Copy attached)            11. <input type="checkbox"/> English Translation Document (if applicable)            12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449                <input checked="" type="checkbox"/> Copies of IDS Citations            13. <input type="checkbox"/> Preliminary Amendment            14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)                (Should be specifically itemized)            15. <input type="checkbox"/> Certified copy of Priority Document(s)                (if foreign priority is claimed)            16. <input type="checkbox"/> Non-publication Request Under 35 U.S.C.                122(b)(2)(B)(i). Applicant must attach form                PTO/SB/35 or its equivalent            17. <input type="checkbox"/> Other:         </div>
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18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of application no. PCT/GB02/00311 filed January 25, 2002

Prior Application Information: Examiner: \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

**FOR CONTINUATION OR DIVISIONAL APPLICATIONS ONLY:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

  

19. CORRESPONDENCE ADDRESS			
<b>CUSTOMER NO. 28765</b>			
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Name (Print/Type)	For Allan A. Fanucci	Registration No.: 30,256
Signature	<i>Allan A. Fanucci</i>	Date <b>July 25, 2003</b>

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**REQUEST FOR FILING A CONTINUATION OR DIVISION OF AN INTERNATIONAL APPLICATION**

Docket Number	Anticipated Classification of this Application	Prior Application Examiner	Art Unit
85170-4600	Class: Subclass:		



Address to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

This is a request for filing a continuation application under 37 CFR 1.53(b) of pending prior international application number PCT/GB02/0031 filed 11/25/01, entitled: **EXPANDABLE BONE NAILS**, which designates the United States.

Note: 37 CFR 1.53(d) cannot be used to file a continuation or divisional application of an international application which has not entered the national stage.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16 (c))		28 - 20	8	x \$ 18	\$ 144.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))		6 - 3	3	x \$ 84	\$ 252.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))					+ \$
BASIC FEE (37 CFR 1.16(a))					\$ 750.00
Total of above Calculations =					1146.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27)					
Total =					\$ 1,146.00

- Enclosed are the specification and claims.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 501-814. A duplicate of this sheet is enclosed.
- ☐ Amend the specification by inserting before the first line the sentence:
- ☐ A newly executed declaration under 37 CFR 1.63 is enclosed.
- ☒ Priority of British application number GB0102141.0 filed January 27, 2001 is claimed under 35 U.S.C. 119(a)-(d).
- ☒ Please direct all communication for this matter to **Customer Number 28765**.

Date

7/25/03

*Allan A. Fanucci*  
Allan A. Fanucci, Reg. No. 30,256

**WINSTON & STRAWN**  
CUSTOMER NO. 28765

212-294-3311

EXPRESS MAIL LIST

To:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The following items listed below are being filed herewith with the USPTO on July 25, 2003

Express Mail No. <b>EV 346 809 526 US</b>		
Attorney Docket No.	Appln. Serial No.	Items - Documents filed on <b>July 25, 2003</b>
85170-4600	To be assigned	Utility Patent Application Transmittal (PTO /SB/05) Specification 36 pages including 28 claims Formal Drawings Figs. 1a-12b (12 sheets) Patent Application Fee Sheet (PTO /SB/13) (in duplicate) Copy of Unexecuted Inventor's Declaration Information Disclosure Statement PTO 1449, 5 references

***Please acknowledge receipt of these items as received by returning the enclosed postcards with the date of receipt of July 25, 2003***